



Jersey

BATTLE OF FLOWERS (JERSEY) ORDER 2006

Arrangement

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Jersey

BATTLE OF FLOWERS (JERSEY) ORDER 2006

*Made**18th May 2006**Coming into force**18th May 2006*

THE MINISTER FOR TRANSPORT AND TECHNICAL SERVICES, in pursuance of Article 2 of the Entertainments on Public Roads (Jersey) Law 1985¹, on the application of the Jersey Battle of Flowers Association and after consultation with the Connétables of Saint Helier and Saint Lawrence, orders as follows –

1 Interpretation

In this Order –

“association” means the Jersey Battle of Flowers Association;

“Battle of Flowers” means the entertainment known as the Battle of Flowers, to be held on Thursday 10th August 2006;

“Law” means the Entertainments on Public Roads (Jersey) Law 1985;

“Moonlight Parade” means the entertainment known as the Moonlight Parade, to be held on Friday 11th August 2006.

2 Use of roads for Battle of Flowers and Moonlight Parade

If the Jersey Battle of Flowers Association complies with the requirements as to insurance and public notice in Articles 6 and 7, any public road in column (1) of the Schedule may be used during the period specified in column (2) of the Schedule in respect of that road for any of the following purposes –

- (a) the holding of the Battle of Flowers and the Moonlight Parade;
- (b) the viewing of those entertainments; and
- (c) the making of arrangements preparatory to the holding and viewing of the entertainments.

3 Closure of roads so used

- (1) During the period when a public road in any of items 1, 2, 3 or 4 in column (1) in the Schedule may be used for any of the purposes specified in Article 2, the association may close it to traffic.
- (2) During the period when the public road in paragraph (a) of item 5 in column (1) in the Schedule may be used for any of the purposes specified in Article 2, the association may close it to eastbound traffic.
- (3) During the period when the public road in paragraph (b) of item 5 in column (1) in the Schedule may be used for any of the purposes specified in Article 2, the association may close it to traffic proceeding west from its junction with Le Mont Cambrai.

4 Material required for the entertainments

- (1) Between Friday 14th July 2006 and Saturday 9th September 2006 (both dates inclusive), the association may place and maintain on those parts of the public roads in column (1) of the Schedule that comprise –
 - (a) the footpaths of Victoria Avenue between West Park and La Rue du Galet;
 - (b) the parking places on the promenade, and on the cycle track, between West Park and La Rue du Galet; and
 - (c) the grassed area next to the former German bunker at First Tower, material required for the purposes of or in connection with the Battle of Flowers or the Moonlight Parade.
- (2) Between Friday 21st July 2006 and Saturday 2nd September 2006 (both dates inclusive), the association may place and maintain on –
 - (a) the sides of the carriageways; and
 - (b) the median line, of Victoria Avenue, at a point between West Park and the first layby on the promenade proceeding westward from West Park, material comprising decorative towers for the purposes of or in connection with the Battle of Flowers or the Moonlight Parade.
- (3) However, material shall not be placed in pursuance of this Article –
 - (a) without the prior consent of the Minister;
 - (b) otherwise than in accordance with such conditions as the Minister may think fit to impose; or
 - (c) unless adequately illuminated from half an hour after sunset to half an hour before sunrise so as to give reasonable warning to pedestrian and vehicular traffic.

5 Other arrangements for safety of public, or purposes incidental to the entertainments

- (1) The arrangements in paragraphs (2), (3) and (4) shall also apply for the purposes of the Battle of Flowers and the Moonlight Parade.

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- (2) Notwithstanding Article 4(2) of the Road Traffic (Saint Lawrence) (Jersey) Order 1990² or Part 2 of Schedule 2 to that Order –
- (a) between 9.30 a.m. and 7 p.m. on Thursday 10th August 2006 and between 6.15 p.m. and midnight on Friday 11th August 2006 any vehicle may be driven from La Route de la Haule into St. Aubin's Road; and
 - (b) between those times on those days, any vehicle may be driven from St. Aubin's Road into La Route de la Haule.
- (3) Notwithstanding Article 3(1) of the Road Traffic (Saint Helier) (Jersey) Order 1996³ or Part 1 of Schedule 1 to that Order –
- (a) between 9.30 a.m. and 7 p.m. on Thursday 10th August 2006; and
 - (b) between 6.15 p.m. on Friday 11th August 2006 and 3 a.m. on Saturday 12th August 2006,
- any vehicle may be driven on Patriotic Street, between Patriotic Place and The Esplanade, in the direction from Patriotic Place towards The Esplanade.
- (4) Notwithstanding any other enactment –
- (a) between 7 a.m. on Thursday 10th August 2006 and 3 a.m. on Saturday 12th August 2006, no vehicle shall remain on either side of St. Aubin's Road between West Park roundabout and Bel Royal; and
 - (b) between 6 a.m. and 6 p.m. on Thursday 10th August 2006 and between 4 p.m. and midnight on Friday 11th August 2006, no vehicle shall remain on either side of Gloucester Street between The Parade and The Esplanade.

6 Insurance cover

The requirements of this Article to which Article 2 refers are that the association shall produce to the Minister for Transport and Technical Services, not later than Friday 28th July 2006, satisfactory evidence that the association is insured (in a manner and to an extent determined by the Minister) against any liability that may be incurred by –

- (a) the association;
 - (b) any official, agent or servant of the association; or
 - (c) any person taking part in the Battle of Flowers or the Moonlight Parade,
- in respect of damage to property, or in respect of the death of any person or bodily injury to any person, resulting from the holding or viewing of either of those entertainments or from any of the preparations for the entertainments.

7 Public notice of restrictions

- (1) The requirements of this Article to which Article 2 refers are as set out in paragraphs (2), (3), (4) and (5).

- (2) On 2 occasions during the 7 days immediately preceding Sunday 23rd July 2006, the association shall publish in the Jersey Gazette a notice of each proposed closure under Article 3 of a public road in item 1 in column (1) of the Schedule.
- (3) On 2 occasions during the 7 days immediately preceding Tuesday 8th August 2006, the association shall publish in the Jersey Gazette a notice of –
 - (a) each proposed closure, under Article 3, of a public road in any of items 2, 3, 4 and 5 in column (1) in the Schedule; and
 - (b) each arrangement that will apply under Article 5.
- (4) The notices shall specify –
 - (a) the public roads to be closed under Article 3, or subject to arrangements under Article 5; and
 - (b) the periods during when they will be closed, or subject to those arrangements.
- (5) Each notice shall be certified by the Greffier of the States as a notice that is being published in pursuance of this Order.

8 Admission fees

The association may make charges for the admission of spectators to the entertainments.

9 Access to premises

Nothing in this Order authorizes the restricting of such access as is reasonably required for vehicles to any premises that are situated on or adjacent to any public road to which this Order applies.

10 Citation

This Order may be cited as the Battle of Flowers (Jersey) Order 2006.

DEPUTY G.W.J. DE FAYE OF ST. HELIER

Minister for Transport and Technical Services

SCHEDULE

(Articles 2, 3)

PUBLIC ROADS SUBJECT TO USE AND CLOSURE

(1) Public road	(2) Period of use and closure
<p>1. The following laybys on the promenade west of West Park containing parking places –</p> <p>(a) the layby lying first proceeding westward from West Park</p> <p>(b) the layby lying second proceeding westward from West Park</p> <p>(c) the layby lying third proceeding westward from West Park</p> <p>(d) the layby lying fourth proceeding westward from West Park</p> <p>(e) the laybys lying fifth, sixth and seventh proceeding westward from West Park</p>	<p>between 5 a.m. on Wednesday 9th August 2006 and midnight on Saturday 12th August 2006</p> <p>between 5 a.m. on Sunday 6th August 2006 and midnight on Sunday 13th August 2006</p> <p>between 5 a.m. on Thursday 3rd August 2006 and midnight on Sunday 13th August 2006</p> <p>between 5 a.m. on Thursday 10th August 2006 and 5 a.m. on Saturday 12th August 2006</p> <p>between 5 a.m. on Wednesday 9th August 2006 and 5 a.m. on Saturday 12th August 2006</p>
<p>2. The promenade, the cycle path and gardens on the seaward side of Victoria Avenue between West Park and Bel Royal</p>	<p>between 5 a.m. and 7 p.m. on Thursday 10th August 2006, and again between 6.15 p.m. and midnight on Friday 11th August 2006</p>

<p>3. (a) Victoria Avenue between Bel Royal and The Esplanade</p> <p>(b) Paris Lane</p> <p>(c) Tyneville Lane</p> <p>(d) the spur road that leads from Victoria Avenue into St. Aubin's Road at First Tower</p> <p>(e) Farley's Lane</p> <p>(f) the Lower Park</p> <p>(g) Peirson Road between The Esplanade and Kensington Street</p> <p>(h) La Rue du Galet</p>	<p>between 9.30 a.m. and 7 p.m. on Thursday 10th August 2006 and again between 6.15 p.m. and midnight on Friday 11th August 2006</p>
<p>4. (a) Victoria Avenue between The Esplanade and the junction of Victoria Avenue with the spur road that leads into St. Aubin's Road at First Tower</p> <p>(b) Paris Lane</p> <p>(c) Tyneville Lane</p> <p>(d) the spur road that leads from Victoria Avenue into St. Aubin's Road at First Tower</p> <p>(e) Farley's Lane</p> <p>(f) the Lower Park</p>	<p>between midnight on Friday 11th August 2006 and 3 a.m. on Saturday 12th August 2006</p>
<p>5. (a) The spur road that leads from St. Aubin's Road to The Esplanade</p> <p>(b) La Rue du Haut</p>	<p>between 9.30 a.m. and 7 p.m. on Thursday 10th August 2006, and again between 6.15 p.m. on Friday 11th August 2006 and 3 a.m. on Saturday 12th August 2006</p>

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- ¹ *chapter 25.050*
 - ² *chapter 25.550.54*
 - ³ *chapter 25.550.50*